

**RESOLUTION NO. 1260**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, AUTHORIZING THE MAYOR AND STAFF TO WAIVE COMPETITIVE BIDDING REQUIREMENTS IN ORDER TO ENTER INTO A CONTRACT WITH STRIDER CONSTRUCTION CO., INC. TO CONNECT PUBLIC UTILITIES AT MAIN STREET AND RAILROAD AVENUE DURING THE CONSTRUCTION OF BNSF'S MAIN STREET TRACK REPAIR.**

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**WHEREAS**, based upon the presentation of staff and the information contained in the public record, the City Council finds that the need to coordinate the reconnection of public utilities at Main Street and Railroad Avenue during the construction by BNSF of the Main Street Track Repair, constitutes an emergency within the meaning of RCW 39.04.280(1); and

**WHEREAS**, RCW 39.04.280(1) authorizes the City to waive competitive bidding requirements in the event of an emergency; and

**WHEREAS**, an emergency is defined by RCW 39.04.280(3) to mean an unforeseen circumstance beyond the control of the municipality that either: (a) presents a real immediate danger to the proper performance of an essential function; or (b) will likely result in material loss or damage to property, bodily injury or loss of life if immediate action is not taken; and

**WHEREAS**, the City Council has received the staff report of the Public Works Director and staff describing the need to coordinate the reconnection of public utilities during the construction by BNSF of the Main Street Track Repair; and

**WHEREAS**, the City Council finds and concludes that the immediate restoration of city utility systems on Main Street and Railroad Avenue by Strider Construction Co., Inc. through negotiation rather than competitive bidding or selection is in the public interest, now, therefore,

**THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:**

The Edmonds City Council hereby authorizes the Mayor and his designees to waive competitive bidding requirements in order to contract with Strider Construction Co., Inc. for the reconnection of public utilities on Main Street and Railroad Avenue during the construction by BNSF of the Main Street Track Repair.

**RESOLVED** this 1<sup>st</sup> day of November, 2011.

APPROVED:

  
MAYOR, MIKE COOPER

ATTEST/AUTHENTICATED:



CITY CLERK, SANDRA S. CHASE

FILED WITH THE CITY CLERK: 10-28-2011

PASSED BY THE CITY COUNCIL: 11-01-2011

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